



**County of Los Angeles
DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

425 Shatto Place, Los Angeles, California 90020
(213) 351-5602

PHILIP L. BROWNING
Director

FESIA A. DAVENPORT
Chief Deputy Director

June 24, 2014

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES
18 June 24, 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Board of Supervisors
GLORIA MOLINA
First District
MARK RIDLEY-THOMAS
Second District
ZEV YAROSLAVSKY
Third District
DON KNABE
Fourth District
MICHAEL D. ANTONOVICH
Fifth District

Dear Supervisors:

**RECOMMENDATION TO APPROVE AMENDMENT NUMBER EIGHT TO URINE SAMPLE
COLLECTION FOR DRUG AND ALCOHOL TESTING SERVICES
CONTRACT NUMBER 76862 WITH PACIFIC TOXICOLOGY LABORATORIES
(ALL SUPERVISORIAL DISTRICTS) (3 VOTES)**

SUBJECT

The Department of Children and Family Services (DCFS) seeks to amend Contract Number 76862 for Urine Sample Collection for Drug and Alcohol Testing Services, with Pacific Toxicology Laboratories (PTL) to extend the term of the contract on a month to month basis as needed for up to 12 months effective July 1, 2014, through June 30, 2015, and to increase the maximum contract sum. The cost of the amendment to extend this contract for 12 months is \$1,800,000. The Department also requests delegated authority to execute amendments in ten percent (10%) increments of the maximum contract sum, if necessary, to accommodate any unanticipated increase or decrease in units of service provided.

IT IS RECOMMENDED THAT THE BOARD:

1. Approve and instruct the Chairman to execute the attached Amendment Number Eight (Attachment A) to the Urine Sample Collection for Drug and Alcohol Testing Services, Contract Number 76862, to extend the term of the contract on a month to month basis as needed for three (3) months effective upon approval by the Board, no later than July 1, 2014, through September 30, 2014. The cost of the three (3) month extension is \$450,000, financed using 36 percent, Federal Title IV-E funds, 33 percent State, and 31 percent net County cost (NCC). Funding is included in the Department's Fiscal Year (FY) 2014-15 Recommended Budget.
2. Delegate authority to the Director of DCFS, or his designee, to further extend the term of the contract as needed on a month to month basis not to exceed nine (9) months effective October 1, 2014, through June 30, 2015, by written notice to the Contractor provided that: (a) sufficient funding is available; (b) prior County Counsel approval is obtained; and (c) the

"To Enrich Lives Through Effective and Caring Service"

Director of DCFS notifies your Board and the CEO in writing within 10 working days of the extension. The cost of the nine (9) month extension is \$1,350,000, financed using 36 percent, Federal Title IV-E funds, 33 percent State, and 31 percent net County cost (NCC). Funding is included in the Department's Fiscal Year (FY) 2014-15 Recommended Budget.

3. Delegate authority to the Director of DCFS, or his designee, to execute amendments to change contract terms and conditions, if necessary, to accommodate unanticipated changes in service and increase or decrease the maximum annual contract sum in ten percent (10%) increments of the maximum contract sum, if necessary, to accommodate any unanticipated increase or decrease in units of service provided that: (a) sufficient funding is available; (b) prior County Counsel approval is obtained; and (c) the Director of DCFS notifies your Board and the CEO in writing, within 10 working days of execution.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The current contract with PTL will expire on June 30, 2014.

DCFS conducted an Invitation for Bids (IFB) solicitation for a new Urine Sample Collection for Drug and Alcohol Testing Services contract to be effective July 1, 2014. One of the non-selected bidders initiated the County's protest process which escalated to the County Independent Review (CIR).

The recommended actions will continue the current contract with the current contractor facilitating further review of the IFB. The California Department of Social Services Contracts Bureau (CDSS) approved DCFS' request to extend the term of the existing contract on a month to month basis for three months. DCFS will request CDSS to approve extending the existing contract on a month to month basis for an additional nine (9) months to ensure that there is no lapse of these critical services.

Implementation of Strategic Plan Goals

This amendment is consistent with the principles of the Countywide Strategic Plan Goal no. 3, Integrated Services Delivery: Recommendations that support the protection of youth within County systems.

FISCAL IMPACT/FINANCING

The Maximum Annual Contract sum for the 12 month extension will be \$1,800,000. The contract costs will be funded by 36 percent (\$648,000) Federal funds, 33 percent (\$594,000) State revenue, and 31 percent (\$558,000) net County cost (NCC). Funding is included in the Department's Fiscal Year 2014-15 Recommended Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

DCFS evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply. These services cannot be effectively performed by County employees. Currently, there are no outstanding debts owed the County by the contractor.

This amendment complies with applicable CDSS Contracting Policy regulations, 23-604.4.41, and 23-604.4.42; the unit price has not increased from the price quoted by the contractor in the 2008 IFB. PTL complies with all Federal, State, County, and Board requirements, and no provision for automatic cost of living increases is included in this amendment. The contract includes language stipulating the County has no obligation to pay for expenditures beyond the contract amount. Further, PTL will not be asked to perform services that exceed the contract amount, scope of work, or contract effective dates.

The Chief Executive Office and County Counsel have reviewed the Board letter and the attached amendment. The amendment was approved as to form by County Counsel.

CONTRACTING PROCESS

On May 12, 2014, CDSS approved DCFS' request to extend the Drug and Alcohol Testing Services Contract on a month to month basis for three months from July 1, 2014, through September 30, 2014. If needed, DCFS will submit a request to CDSS to further extend the term of the existing contract from October 1, 2014, through June 30, 2015.

CONTRACTOR PERFORMANCE

The contractor has continually met all performance standards as outlined in the current contract and has been determined to be a responsive and responsible contractor by the County's Program Manager. No money is owed to the County by the contractor.

IMPACT ON CURRENT SERVICES

Without the approval of the recommended actions, DCFS will not be able to provide all the required Urine Sample Collection, Drug and Alcohol tests requested.

CONCLUSION

Upon Board approval, the Executive Officer, Board of Supervisors, is requested to return one adopted stamped Board letter and Amendment to the Department of Children and Family Services and send one copy to the contractor.

- 1) Department of Children and Family Services
Attention: Leticia Torres-Ibarra, Contracts Division Manager
425 Shatto Place, Room 400
Los Angeles, CA 90012
- 2) Pacific Toxicology Laboratories
Attention: Rocco Jeff Lanzolatta, Chief Executive Officer
9348 De Soto Avenue
Chatsworth, CA 91311

Respectfully submitted,



PHILIP L. BROWNING
Director

PLB:EM
LTI:EO

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors



**AMENDMENT NUMBER EIGHT TO
URINE SAMPLE COLLECTION FOR DRUG AND ALCOHOL
TESTING SERVICES**

CONTRACT NUMBER 76862

WITH

PACIFIC TOXICOLOGY LABORATORIES

JULY 1, 2014

76862
Supplement No. 4

**AMENDMENT NUMBER EIGHT
URINE SAMPLE COLLECTION FOR DRUG AND ALCOHOL TESTING SERVICES
CONTRACT NUMBER 76862 WITH
Pacific Toxicology Laboratories**

This Amendment Number Eight to the Urine Sample Collection for Drug and Alcohol Testing Services Contract Number 76862, (hereinafter referred to as "Contract") adopted by the Board of Supervisors on December 9, 2008, is made and entered into by and between the County of Los Angeles (hereinafter referred to as "COUNTY") and Pacific Toxicology Laboratories (hereinafter referred to as "CONTRACTOR") effective July 1, 2014.

WHEREAS, COUNTY and CONTRACTOR are parties to the Contract Number 76862, adopted by the Board on December 9, 2008, effective January 1, 2009 and CONTRACTOR has been providing Urine Sample Collection for Drug and Alcohol Testing Services to the COUNTY,

WHEREAS, Amendment Number One added the defaulted property tax reduction program and renewed the term of the contract for another year from January 1, 2010, through December 31, 2010,

WHEREAS, Amendment Number Two extended the contract from January 1, 2011, through December 31, 2011,

WHEREAS, Amendment Number Three increased the Maximum Contract Sum by Forty Thousand Dollars (\$40,000) from Four Million Two-Hundred Thousand (\$4,200,000) to Four Million Two Hundred Forty Thousand Dollars (\$4,240,000),

WHEREAS, Amendment Number Four extended the contract from January 1, 2012, through December 31, 2012,

WHEREAS, Amendment Number Five increased the Maximum Contract Sum by \$100,000, from Five Million Six Hundred Eighty Thousand Dollars (\$5,680,000) to Seven Million Three Hundred Twenty Thousand Dollars (\$7,320,000) and extended the term of the contract for six months,

WHEREAS, Amendment Number Six extended the term of this Contract beginning July 1, 2013, through June 30, 2014,

WHEREAS, Amendment Number Seven increased the maximum annual contract sum by \$100,000, from One Million Five Hundred Forty Thousand Dollars (\$1,540,000) to One Million Six Hundred Forty Thousand Dollars (\$1,640,000),

WHEREAS, the purpose of this Amendment is to extend the term of the Contract on a month-to-month basis for 3 months beginning July 1, 2014, through September 30, 2014, with the sole option of the County to further extend the term of this contract on a month-to-month basis, not to exceed 12 months or to go beyond June 30, 2015. This

amendment also increases the maximum annual contract sum by \$160,000, from One Million Six Hundred Forty Thousand Dollars (\$1,640,000) to One Million Eight Hundred Thousand Dollars (\$1,800,000), and

WHEREAS, this Amendment is prepared pursuant to the provisions set forth in Part II, Standard Terms and Conditions, Section 7.0 Changes and Amendments.

NOW THEREFORE, in consideration of the foregoing and mutual consent herein contained, COUNTY and CONTRACTOR agree to amend the Urine Sample Collection for Drug and Alcohol Services Contract as follows:

1. Part I, UNIQUE TERMS AND CONDITIONS, SECTION 3.0 CONTRACT SUM is amended to add subparagraph 3.1.1.5 to read as follows:

3.1.1.5 The maximum contract sum for this contract is \$9,990,000.

3.1.1.5.1 The maximum annual contract sum for this contract from July 1 2014, through June 30, 2015, is \$1,800,000.

2. Part I, UNIQUE TERMS AND CONDITIONS, SECTION 2.0, TERM is amended to add subparagraphs 2.1.7 and 2.1.8 to read as follows:

2.1.7 The term of this Contract is extended on a month-to-month basis for three months from July 1, 2014, through September 30, 2014.

2.1.8 The term of this Contract may be extended as needed on a month-to-month basis for nine months effective October 1, 2014, through June 30, 2015, by written notice from the Director of DCFS, or his designee, to the Contractor.

3. Exhibit A6-F Budget for the period of July 1, 2014, through September 30, 2014, is attached to this amendment and incorporated by reference as a part of Exhibit 6.
4. Exhibit A7-F Budget for the period of October 1, 2014 through June 30, 2015 will be Attached to any written notice if needed, to further extend this contract.

ALL OTHER TERMS AND CONDITIONS OF THE CONTRACT REMAIN IN FULL FORCE AND EFFECT.

**AMENDMENT NUMBER EIGHT
URINE SAMPLE COLLECTION FOR DRUG AND ALCOHOL
TESTING SERVICES CONTRACT NUMBER 76862**

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment Number Eight to be subscribed by its Chairman and the seal of such Board to be hereto affixed and attested by the Executive Office thereof, and CONTRACTOR has caused this Amendment Number Eight to be subscribed in its behalf by its duly authorized officer as of the day, month and year first above written. The person signing on behalf of the CONTRACTOR warrants under penalty of perjury that he or she is authorized to bind the CONTRACTOR.



COUNTY OF LOS ANGELES

Don Krabe

By

Chairman, Los Angeles County

ATTEST:

SACHI A. HAMAI
Executive Officer-Clerk of the
Los Angeles County
Board of Supervisors

By *Martha Jean*

Pacific Toxicology Laboratories
CONTRACTOR

By

[Signature]

Name

Rocco J. Lonnstadt

Title

CEO

By

[Signature]

Name

NEEL PATEL

Title

CEO

ADOPTED
BOARD OF SUPERVISORS

JUL 1 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

95-3926170

Tax Identification Number

APPROVED AS TO FORM:

BY THE OFFICE OF COUNTY COUNSEL
JOHN KRATTLI, COUNTY COUNSEL

BY

David Beaudet

David Beaudet, Principal Deputy County Counsel